



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re Application of:

David D. Mundschenk

Serial No. 09/043,433

Filed: March 19, 1998

For: TOPICAL FORMULATIONS
AND DELIVERY SYSTEMS

Assistant Commissioner of
Patents and Trademarks
Washington, D.C. 20231

) Art Unit 1619

) Atty. Docket 15050.4.2

) Examiner: R. Bawa

CERTIFICATE

I hereby certify that this correspondence is being:

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By Modely E. Thompson

AMENDMENT

This is in response to the Office Action mailed July 27, 2001, the period for response to which has been extended to January 27, 2002 by the accompanying Petition for Extension of Time.

In the Claims

Please substitute amended claim 1 as provided below for the respective pending claim with the same number.

DI
1. A system for delivering a chemical agent-containing formulation in the form of a spray or stable foam, the system comprising an aerosol dispenser containing a homogeneous stable aqueous formulation comprising the chemical agent in a solution or stable suspension and an anionic surface active agent as a delivery agent.

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Remarks

Claim 1 has been amended, and claims 1-20 are presently pending and in condition for allowance, though claims 9,10,19 and 20 may be withdrawn in the event the election requirement, discussed below, is made final.

The rejection under Section 112, first paragraph, is respectfully traversed. The specification clearly supports the term "stable foam", including for instance at page 8, lines 11-